

P&G Case 6768CD

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of

Kott et al.

Confirmation No. 8450

Serial No. 10/038,170

Group Art Unit 1751

Filed October 22, 2001

Examiner N. Ogden Jr.

For Improved Alkylaryls

TERMINAL DISCLAIMER

04/30/2003 MTAYLOR 00000002 162480 10038170 Commissioner for Patents 01 FC:1814 110.00 CH P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Petitioner, The Procter & Gamble Company, is the owner of the entire right, title and interest in the above-identified application (the assignment recorded on 12/19/02 at reel 013307. frame 0021). Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/889,637, filed on 07/19/01 (the assignment recorded on 4/21/03 at reel 013586, frame 0692) third Application Number 09/889,633, filed on 07/19/01 (the assignment recorded on 01/24/02 at reel 012554, frame 0494). Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173 as presently shortened by any terminal disclaimer, of prior Patent No. 6,306,817, issued-10/23/01 (the assignment recorded on 12/19/02 at reel 013307, frame 0021). The evidentiary documents for the assignments have been reviewed, and petitioner certifies that to the best of petitioner's knowledge and belief, title is in the assignee to take this action. Petitioner hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of any patent granted on the

# 1/ 4-30-03,



second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expites for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is empowered to act on behalf of the assignce.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imptisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Authorization is given to charge Deposit Account No. 16-2480 for the fee required under 37 C.F.R. §1.20 (d) of \$110.00 for submission of this Terminal Disclaimer. A duplicate copy of this correspondence is enclosed to facilitate charging of the fee.

Respectfully submitted,

Laura R Grunzinger Attorney for Applicants Registration No. 47,616

(513) 627-1888

Date: April 22, 2003

Customer No. 27752

